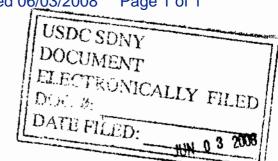
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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

NEPHTY CRUZ, et al.,

Plaintiffs,

No. 07 Civ. 6391 (GBD)

-against-

STIPULATION

PINNACLE MANAGING CO., LLC, et al.,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that the time for the parties to amend the pleadings is hereby extended to June 6, 2008. Alternatively, the time for defendants to submit their opposition to plaintiffs' Motion to Dismiss Counterclaim and to Strike Affirmative Defense of Setoff is hereby extended to June 12, 2008.

IT IS FURTHER STIPULATED AND AGREED that a facsimile copy of this signed Stipulation may be treated as an original.

Dated: New York, New York May 30, 2008

Joel E. Cohen (JC 5312) Katherine D. Kale (KK 7586)

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McDermott Will & Emery LLP

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So Ordered:

Proce B. Daniels,

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